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 11 Sun Microsystems, Inc.

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

16 SUN MICROSYSTEMS, INC.,
 17 Plaintiff-Counterdefendant
 18 v.
 19 NETWORK APPLIANCE, INC.,
 20 Defendant-Counterclaimant

CASE NO. C-08-01641 EDL
~~PROPOSED~~ ADDENDUM TO
 PROTECTIVE ORDER

21
 22 Plaintiff-Counterdefendant Oracle America, Inc. (formerly Sun Microsystems, Inc.) and
 23 Defendant-Counterplaintiff NetApp, Inc. ("NetApp"), by and through their respective counsel,
 24 hereby stipulate that the Protective Order entered by the Court on June 25, 2008 in this action
 25 shall be amended as follows:

26 (1) The last sentence of Paragraph 11(d) which states: "These copies shall be stored in
 27 a manner that prevents duplication of or unauthorized access to the source code, including,
 28 without limitation, storing the source code in a locked room or cabinet at all times when it is not

1 in use, and shall be returned to the Producing Party at the conclusion of this action” shall be
2 changed to “These copies shall be stored in a manner that prevents duplication of or unauthorized
3 access to the source code, including, without limitation, storing the source code in a locked room
4 or cabinet at all times when it is not in use, and shall be destroyed by the Receiving Party at the
5 conclusion of this action and the Receiving Party shall so certify this destruction.”

6 (2) The last two sentences of Paragraph 26 which state: “Notwithstanding this
7 provision, counsel for the party or parties are entitled to retain an archival copy of all pleadings,
8 motion papers, transcripts, legal memoranda, correspondence or attorney work product, even if
9 such materials contain Protected Material. Any such archival copies that contain or constitute
10 Protected Material remain subject to the Protective Order.” shall be deleted.

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12 IT IS SO STIPULATED.

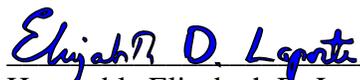
13 Dated: September 10, 2010

Dated: September 10, 2010

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16 By /s/ Christine K. Corbett
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22
23 So ORDERED AND SIGNED this 15th day of September, 2010.

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26 _____
Honorable Elizabeth D. Laporte
27 United States Magistrate Judge